

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office

MAY 18 1987

Returned to applicant for correction

Existing POD
under 00563

Corrected application filed

JUN 25 1987

Map filed JUN 25 1987

The applicant

Freeport-McMoRan Gold Company

Mountain City Star Route

of

Elko

Street and No. or P.O. Box No.

City or Town

Nevada 89801

State and Zip Code No.

hereby make ^S application for permission to change the

point of diversion, place of use and manner of use of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under claim 00563 of the "Edwards decree", being civil

(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

action No. 2804 of the Sixth Judicial District Court of the State of Nevada.

Identify right in Decree.)

- The source of water is North Fork, Humboldt River Deadmans Spring
Name of stream, lake, underground spring or other source.
- The amount of water to be changed 0.16
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for mining, milling and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for decreed uses (irrigation and stockwater)
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point within the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26, T.41N.,
Describe as being within a 40-acre subdivision of public survey and by course and
R.53E., M.D.M., from which the SE corner of said section bears S.51°11'E.,
distance to a section corner. If on unsurveyed land, it should be stated.
3,376 ft. dist.
- The existing permitted point of diversion is located within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 32, T.43N.,
If point of diversion is not changed, do not answer.
R.54E., M.D.M., and water is conveyed to the existing place of use in the
Rutherford Ditch.
- Proposed place of use E $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 26, and W $\frac{1}{2}$ SW $\frac{1}{4}$ Section 25, in T.41N., R.53E.,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
M.D.M.
- Existing place of use portions of S $\frac{1}{2}$ Lot 2, Sec. 4 T.42N., R.54E., M.D.M. containing
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
15.4 acres.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
- Use was permitted from as decreed to of each year.
Month and Day Month and Day
- Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Clean out spring basin, install sanitary
State manner in which water is to be diverted, i.e. diversion structure, ditches,
collection equipment, fencing, booster pump, piping and storage tank
pipes and flumes, or drilled well, etc.
- Estimated cost of works \$15,000.00
- Estimated time required to construct works one year

14. Estimated time required to complete the application of water to beneficial use..... two years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Principal use of water from this source is for mine maintenance shop.....
building, and local dust suppression. Estimated annual consumption.....
15,000,000 gallons. Please send copies of correspondence and notices.....
to undersigned agent.....

By s/William A. Nisbet.....
William A. Nisbet, Agent
421 Court
Elko, Nevada 89801
Compared bc/bl.....
Protested 9-11-87 John E. Marvel.....

..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed..... IN TESTIMONY WHEREOF, I.....
Proof of beneficial use filed..... State Engineer of Nevada, have hereunto set my hand and the seal of
Cultural map filed..... my office, this..... day of.....
A.D. 19.....

Certificate No..... Issued.....
2407 (Rev. 6-81)
State Engineer

WITHDRAWN BY AGENT
OCT 19 1987
STATE ENGINEER